

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

60th Legislative Day

January 9, 2002

PRESIDENT PHILIP:

The regular Session of the 92nd General Assembly will please come to order. Will the Members please be at their desks? Will our guests in the galleries please rise? Our prayer today will be given by Father Tony (Nugent), St. Mary's Immaculate Parish, Plainfield, Illinois. Father Tony.

FATHER ANTHONY NUGENT:

(Prayer by Father Anthony Nugent)

PRESIDENT PHILIP:

...remain standing for the Pledge of Allegiance. Senate -- Senator Radogno.

SENATOR RADOGNO:

(Pledge of Allegiance, led by Senator Radogno)

PRESIDENT PHILIP:

The Illinois Information Service would like permission to film. Is leave granted? Leave is granted. Reading of the Journal.

SECRETARY HARRY:

Senate Journals of Wednesday, November 26th, and Thursday, November -- or, Wednesday, November 28th, and Thursday, November 29th, 2001.

PRESIDENT PHILIP:

Senator Myers.

SENATOR MYERS:

Mr. President, I move that the Journals just read by the Secretary be approved, unless some Senator has additions or corrections to offer.

PRESIDENT PHILIP:

Senator Myers moves to approve the Journals just read. There being no objection, so ordered. Messages.

SECRETARY HARRY:

Message for {sic} the Comptroller, January 8th, 2002.

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To the Honorable Members of the Senate, 92nd General Assembly - I have nominated the following named person to the Merit Commission of the Office of Comptroller for a term of six years, expiring the third Monday in January, 2008. I respectfully ask concurrence in the confirmation of this appointment by your Honorable Body.

Signed by Comptroller Daniel W. Hynes.

PRESIDENT PHILIP:

Introduction of Bills.

SECRETARY HARRY:

Senate Bill 1551 is offered by Senator Jacobs.

(Secretary reads title of bill)

Senate Bill 1541, by Senator Peterson.

(Secretary reads title of bill)

Senate Bill 1542, by Senator Sieben.

(Secretary reads title of bill)

Senate Bill 1543, Senator Peterson.

(Secretary reads title of bill)

Senate Bill 1544 is presented by Senator Mahar.

(Secretary reads title of bill)

Senate Bill 1545, by Senator Mahar.

(Secretary reads title of bill)

Senate Bill 1546, by Senator Madigan.

(Secretary reads title of bill)

Senate Bill 1547, offered by Senator DeLeo.

(Secretary reads title of bill)

Senate Bill 1548, by Senator Tom Walsh.

(Secretary reads title of bill)

Senator Walsh offers Senate Bill 1549.

(Secretary reads title of bill)

And Senate Bill 1550, by Senator Myers.

(Secretary reads title of bill)

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Also, Senate Bill 1552, by Senator Larry Walsh.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDENT PHILIP:

House Bills 1st Reading.

SECRETARY HARRY:

House Bill -- or, 2742, offered by Senator O'Malley.

(Secretary reads title of bill)

1st Reading of the bill.

PRESIDENT PHILIP:

Resolutions.

SECRETARY HARRY:

Senate Resolution 274, offered by Senator Geo-Karis and all Members.

Senate Resolution 275, by Senator O'Malley and all Members.

Senate Resolution 276, by Senator Dillard and all Members, as is Senate Resolution 277.

Senate Resolutions 278, 279, 280, 281, 282, all offered by Senator Demuzio and all Members.

And Senate Resolution 283, by Senators Demuzio, Shadid and all Members.

They're all death resolutions, Mr. President.

PRESIDENT PHILIP:

Consent Calendar. Could we have some peace and quiet, please? Mr. Secretary, have there been any motions filed?

SECRETARY HARRY:

Yes, Mr. President. Senator Shaw has filed a motion with respect to House Bill 3495.

PRESIDENT PHILIP:

Read the motion.

SECRETARY HARRY:

Pursuant to Senate Rule 7-15, having voted on the prevailing

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side, I move to reconsider the vote by which House Bill 3495 failed.

The motion filed by Senator Shaw.

PRESIDENT PHILIP:

Senator Shaw.

SENATOR SHAW:

Thank you, Mr. President. Pursuant to Senate Rule 7-15, having voted on the prevailing side, I move to reconsider the vote by which House Bill 3495 failed.

PRESIDENT PHILIP:

All those in favor, signify by saying Aye. Those opposed, Nay. All right. I'm sorry. All those in favor, vote Aye. All those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. There are 55 Ayes, no Nays, none voting Present. The motion carries. Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Well, Mr. President, now -- it's over now, but let me just ask for -- for future reference: On motions to reconsider, are you going to require a roll call on all motions to reconsider henceforth? I was under the impression that we were going to -- to do -- do this on an oral roll call. That's what I was told.

PRESIDENT PHILIP:

We've already taken a roll call on the motion to reconsider. Senator Demuzio.

SENATOR DEMUZIO:

...question I'm asking. I'm asking: Is that going to be the precedent from now on? We were told -- we had -- just had a meeting a little while ago, with -- with your folks, saying this was going to be an oral roll call. All of a sudden now, it turned out to be a -- a recorded roll call. I -- is this -- is this the -- is this what...

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PRESIDENT PHILIP:

Does it -- does it really make any difference whether it's a -- a oral roll call or a printed roll call? Quite frankly, it doesn't make any difference to me. You've got a good reason why we shouldn't do it? Senator Demuzio.

SENATOR DEMUZIO:

Just the point is, you know, why tell me one thing and do another. That's all.

PRESIDENT PHILIP:

Messages.

SECRETARY HARRY:

A Message for the Governor by Michael P. Madigan, Director of Legislative Affairs, January 9th, 2002.

Mr. President - The Governor directs me to lay before the Senate the following Message:

To the Honorable Members of the Senate, Illinois General Assembly - I have nominated and appointed the following named persons to the offices enumerated below and respectfully ask concurrence in and confirmation of these appointments of your Honorable Body.

PRESIDENT PHILIP:

Senator Rauschenberger, for what purpose do you rise? Senator Karpiel, for what purpose do you rise?

SENATOR KARPIEL:

Thank you, Mr. President. To announce a Republican Caucus. There will be a Republican Caucus immediately upon adjournment in Senator Philip's Office.

PRESIDENT PHILIP:

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I -- we request a Democratic Caucus at the close of this Session,

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immediately, in President {sic} Emil's Office -- Jones' Office.

PRESIDENT PHILIP:

Thank you, Senator. It's always in order. Let me give you the schedule for tomorrow. Executive Committee meeting at 8. We'll come in Session at 9 a.m. and hopefully get out of here before noon. And we're not going to be adjourning. We're just going to stand at ease. Hopefully we'll have an agreed amendment coming up from the Governor's Office. So...

(SENATE STANDS AT EASE/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR WEAVER)

Senate will be in order. Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the following Legislative Measure assigned: Referred to the Committee on Executive - Senate Amendment 3 to House Bill 3495.

PRESIDING OFFICER: (SENATOR WEAVER)

Messages.

SECRETARY HARRY:

Message from the President, dated January 9th, 2002.

Dear Mr. Secretary - Attached herewith please find the Schedule with appropriate deadlines for the Spring 2002 Legislative Session.

Signed by President Philip.

PRESIDING OFFICER: (SENATOR WEAVER)

There any further business? If not, Senate will stand adjourned until 9 a.m., Thursday, January the 10th, 2002. We are adjourned.